



PLANT PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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David L. Gross
Signature

Applicant : Kiyoshi Miyazaki, et al.
Application No. : 10/699,570
Filed : October 30, 2003
Title : PETUNIA PLANT NAMED 'SUNBAPIVE'

Grp./Div. : To be determined
Examiner : To be determined
Docket No. : 51435/DBP/A400

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
37 CFR § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
January 8, 2004

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing the references that are known to applicant. Copies of each of the listed references are enclosed. This filing is timely because it is made during one of the periods described in 37 CFR § 1.97(b).

It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout
D. Bruce Prout
Reg. No. 20,958
626/795-9900

DBP/dg
Enclosures: PTO/SB/08A/B, w/references
DLG PAS544343.1-* 01/7/04 11:08 AM

FORM PTO/SB/08A/B (10-01)
Substitute for PTO-1449A7B

JAN 12 2004

INFORMATION DISCLOSURE
PATENT & TRADEMARK OFFICE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Attorney Docket Number	51435/DBP/A400
Application Number	10/699,570
Filing Date	October 30, 2003
Applicant(s)	Kiyoshi Miyazaki, et al.
Group Art Unit	To be determined
Examiner Name	To be determined

U.S. PATENT DOCUMENTS

EXAMINER INITIALS	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (If Known)	PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE
		5,523,520	06-04-1996	Hunsperger et al.

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No. ¹	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶ (<input checked="" type="checkbox"/>)

OTHER DOCUMENTS

EXAMINER INITIALS	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		Goldsmith Seeds 2003-2004 Catalog, page 46, Published by Goldsmith Seeds Inc., USA

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EXAMINER SIGNATURE		DATE CONSIDERED	
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.pto.gov or MPEP 901.4. ³ Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.			

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